

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Appln. No. | : | 10/595,095 | Confirmation No.: | 2491 |
| Applicant | : | UDIPI, Kishore | | |
| Filed | : | June 6, 2006 | | |
| TC/A.U. | : | Unassigned | | |
| Examiner | : | Unassigned | | |
| | | | | |
| Docket No. | : | P1366 | | |
| Customer No. | : | 28390 | | |
| Title | : | BIOCOMPATIBLE CONTROLLED RELEASE COATINGS FOR MEDICAL DEVICES AND RELATED METHODS | | |

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Sir:

This communication is in response to the Notification to Comply with Requirements for Patent Applications Containing Nucleotide and/or Amino Acid Sequence Disclosures mailed August 3, 2006, alleging that the application fails to comply with the requirements of 37 C.F.R. 1.821-1.825.

Applicants respectfully disagree with this assessment. The application does not contain any nucleotide or amino acid sequences and is not directed in any way to nucleotides or amino acids. The application relates to polymer/drug coatings for medical devices. In paragraph [0052] of the specification there is a definition of polymer subunits. As part of that definition, examples are given of various types of polymers such as random, non-random, segmented and block polymers, with illustrations of each shown. Applicants suspect that the depiction of these monomer sequences in the polymers were mistakenly interpreted as nucleotide or amino acid sequences. The monomers illustrated by E, S and A are ethylene, styrene and acrylic acid, respectively, none of which are nucleotides or amino acids. There is no relationship between the polymer sequences depicted and nucleotide or amino acid sequences and they are, therefore, not subject to the requirements of 37 C.F.R. 1.821-1.825.

Accordingly, Applicants request that the Notification under reply be withdrawn and the application be passed to substantive examination.

The Commissioner is hereby authorized to charge any additional fees which may be required under 37 C.F.R. 1.17, or credit any overpayment, to Deposit Account No. 01-2525. If the Examiner feels that a telephone conference would in any way expedite the prosecution of the application, please do not hesitate to call the undersigned at telephone (707) 543-5021.

Respectfully submitted,

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